(9r) Filed 7th of (907

(2 B) to

Maintenance of [illegible] Bhadsa Gosain

in the Mudgeri [illegible]

G. R. S. 58

Previous references.

L.B. 53-06 (Ark L)
355-05 (Ark L)

1910
Local Boards)

File No. 70-07

Serial Nos. 1-10

Later references.

Ls 182-10 11-67

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-10

Part B. for Nov.r , 1910.

SUBJECT.

Maintenance of a dony at the Bhadra crossing in the Mudgere Taluq.

From the Presd.t, Distt. B.d, Kadur, no 96 δ 17.8.07 ; submits for sanction the Board's recommendation to maintain a dony at Ambinakodige at the Bhadra crossing in the Mudgere Taluq as the one maintained by Mr. Aird will be thrown open exclusively for private purposes.

2. Do, no 2148 δ 3.9.07 ; Called for further detailed information the ferry proposed to be newly opened and maintained from District Funds.

3. From Do, no 276 δ 27.1.08 ; Reports that the proposed ferry will have to be placed at the very place where Mr. Aird is now plying his private one and the right to ply the ferry will be sold by public auction.

GPB—8,000—7-1-07

G.R.S. 11] 1907-08

GENERAL AND REVENUE SECRETARIAT.

(Local Boards)

NOTES.

LB File No. 70/07

FILE HEADING.

Maintenance of a dony at the Bhadra Crossing in the Mudgere Taluq.

From

The President of the District Board of Kadur

No. 96 Dated 17.8.07 Received 24th Aug 1907

Diary No. 1403	Enclos.	Spare Copies.	Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Submits for sanction the Boards recommendation to maintain a dony at Ambinakodige at the Bhadra Crossing in the Mudigere Taluq as the one maintained by Mr. Aird will be thrown open exclusively for private purposes.

NOTES AND ORDERS.

Vide list T

The dony maintained by Mr J. Aird at Ambinakodige at the Bhadra Crossing in the Mudgere Taluq is not a public one but a private one used by the coolies of the estate of Mr. J. Aird

NOTES—First sheet.

GPB--30,000—20-3-06.

G. R. S. 12]
General and Revenue Secretariat.

LB File No. 70 of 1907-08

Serial No.

W

Mr J. Aird in his letter dated the 15th Oct 1908 reported that the Cooly working the dony had been allowed to Collect fees from outsiders at the usual Government rates on his own account

W

Whereupon the District Board resolved to fix a nominal rent on the dony as the same had been used by the public and as the Board was not in a position to provide a ferry at the place on the ground that it was not an important Crossing much resorted by the Public.

But now the District Board consider it necessary to maintain a ferry at the cost of Local Funds.

3 The income from the ferry is not likely to be adequate to meet the expenditure in as much as the crossing is not a very important one and the cooly of the private dony belonging to Mr J Aird is likely to convey public passengers & goods on payment of some remuneration even after the opening of a ferry at the cost of Local Funds.

4 The dony or boat maintained for private use does not fall within the term 'Ferry' as per G.O No 911-19 PW 89 dated 14th May 1890 para 3 cl VIII.

end of para 3
7 Cag P

NOTE—Contn. sheet

GPB—50,000—25.2-07

G. R. S. 12]
General and Revenue Secretariat.

KB File No. 70 of 1907-08

Serial No.

T

The right of conveying passengers etc. Ferries in the Shimoga, Kadur and other Districts are annually sold by public auction and the prohibition of maintaining ferries within 500 yards along the water course on either side of the place where the right of ferrying is leased out is invariably one of the conditions of the sale notification.

Vide 541 Gazette dated 2nd May 1907

6. The terms or conditions on under which Mr Aird has been allowed to maintain a dony for private use and whether he can be prohibited from throwing open his dony for the public use after a ferry has been opened at the cost of District Funds and at what distance from the private ferry is the proposed ferry to be opened are points which have to be ascertained Draft submitted.

KB SG 31.8.07

DS Done JB 31/8/07

To

2 9 The Presidt Dist Bd Kadur No 2148 d 3.9.07. Calls for further detailed information about the ferry proposed to be newly opened & maintained from District Funds.

3 10 From the Same officer No 276 d 27.10 Reports that the proposed ferry

NOTE—Contn. sheet

G. R. S. 12]
General and Revenue Secretariat.

5322 L2 File No. 70 of 1907-08

Serial No.

will have to be plied at the very place where Mr Aird is now plying his private one and the right to ply the ferry will be sold by public auction while Mr Aird has agreed not to ply his private ferry for the use of the public

4 Under the circumstances reported may the recommendation of the District Board as recorded on 30th July 1907 be now Sanctioned?

5 What the initial cost of providing boats at the crossing will be and Whether it is desirable to ply it departmentally for a time is not known

Submitted for orders

KP sng 5.2.09

13 Please put up draft sanctioning. It seems unnecessary to manage the business departmentally. The Local Authorities may safely be trusted to sell the right at a fair valuation.

8.2.09. WHH

14 Draft Submitted per approval

KP sng 8.2.09 18 Cr) 10.2.09. WHH

9763/10.2.1909

15 Please call for the entire file of papers. [illegible] see the work of many

NOTE—Contn. sheet

GPB—50,000—25.2-07

Serial No.

When the ~~Kaadoomadoo~~ estate came into the possession of Mr. Aird is not known.

21 As the private ferry was in an unsafe condition Mr. Aird asked for a supply of a new boat at Government cost (Vide his Letter no: nil dated 22nd May 1905.) But the Zalun District Board desired to ~~Kno~~ know whether the public were accomodated in his private ferry and whether any fees were being levied ~~by~~ from the public. Mr. Aird replied that his doniman was levying fees at ~~the sanctioned~~ Govt rates from the

22 public whenever he allowed the use of the boat by the

Ne. District Board recommended to take over the ferry to it management and to fix a nominal rent in accordance with Cir. No

P 911-19/P.N. dated 19th 1880. The Boards recommendation was sanctioned in G.P No. 9350/LB 355-05-2 dated 12th March 06 But Mr. Aird declined to abide by the terms proposed to be imposed by the District Board, as from the very commencement he did not wish that the management of the ferry should be taken over by Govt or the Bd

D But he expressed that his private ferry would not be thrown open to the use of the public and the use would be restricted to his own coolies —

GPB—50,000—13.5.08

Serial No.

Thus the public have been inconvenienced for want of a public ferry at the place. The Board therefore propose to open a

Separate ferry at the cost of District Funds for the Convenience of the public

Where is no agreement or order by which Mr Aird can be made to allow the use of the ferry by the public.

Sub'd for orders.

KP Sng 27.3.09 vs Submitted 1st Cr). 29-3-09 2/4

vs Ask the President of the west Board if Mr Aird cannot be induced to throw open his ferry for the use of the public, keeping the management of the same in his own hands and conforming to the rules regarding public ferries. If Mr Aird does not agree, enquire what the financial effect will be of opening a ferry at the expense of the West Board

BMP

8 Vigo

NOTE—Contn. sheet.

GPB—50,000—13-5-08

G.R.S. 12]
General and Revenue Secretariat.

L/S File No. 70 of 1907-09

Serial No.

ure of the future that the contr ar

charges will amount to Rs 20 per annum

33 Submitted for orders with reference

K.P.Sng to his note dated 8th Feb

2nd Feb 1910. 1907

(8 Cr.) 3.2.10. (WWW)

34

9.53 2.10

The proposal of the Dr Board to open a ferry at the Y'had Railway crossing may be sanctioned. (Please see above mind). To meet the Cr.

KPS

5.2.10

35 Sd/

WWW 6.2.10

The proposal involves an initial expenditure of Rs 100 and a recurring expenditure of Rs 20 per annum re which the financial Branch has to be consulted. The financial condition of the Dt. Bd of Kadapa is given below.

Opening balance on 1st July 1909 —	7815
Receipts for 1909-10	55090
Total	62905
Deduct-Expenditure	53558
Balance	9347

exceeds the minimum by Rs 2461

NOTE—Contn. sheet.

KPSng
7.2.10

GPB—55,000—27.4.09

G. R. S. 12]
General and Revenue Secretariat.

LB File No. 70 of 1907-08

Serial No.

Submitted.

The opening of a new ferry within 500 yards on either side of an existing ferry is prohibited and this is inter alia one of the conditions embodied in the notification of the sale of the right of managing the ferry etc. etc. please see notification of the Chinnoja avarru on page 704 ~~dated~~ Part II of Gazette dated 20th May 1909.

Under the terms of G. P. No. 911-19 PW89 dated 19th May 1880 "ferry" does not include boats kept by private individuals. In the present case a boat is maintained by the owner of the Ambinakodige Estate solely for private use i.e. the use of the estate coolie K P Sing 44. There does not seem 23/4/10 to be any rule that a new ferry should not be opened within a specified distance of an existing ferry but as stated in the note above, one of the conditions of a ferry contract is that the "monopoly" covers only so much of the river as lies within 500 yards on each side of the ferry. ferry ..... no.

NOTE—Contn. sheet

GPB—55,000—27-4-09

G.R.S. 12]
General and Revenue Secretariat.

LB File No. 70 5264 of 1907-08

Serial No.

include boats kept by private individuals

Dewan) - 2-6-4-10 JWW

5-824/14 10
26 Please circulate Council.
Yes - In my opinion the contrivance in the Shimoga case supersedes the legal opinion in the G.P. of 1880 - If the latter is still operating it should find a place in the annual reports like that of Shimoga alone cited. JWW 12/8/10

JWW 13-8-10

~~The case of the~~ The definition of "ferry" given in the Govt Proc of 1880 ~~which~~ is ~~Public~~ still operative as the term ferry does not include boats kept by private individuals

16-8-10

This may be circulated JWW

Secy) 18:8:10.

Comm[illegible] 9/10

~~Dew~~ Circulate

20/8/10

JWW 20-8

In this case a new ferry, for

879
23-8-10

NOTE—Contn. sheet

G. R. S. 12]
General and Revenue Secretariat.

Ab File No. 70 of 1907-08

Serial No.

the use of the public was discontinued, subject to the right of the Estate owner to transport his estate coolies in his own boat a right which he has been permitted to enjoy for a long time. The unauthorized use of this boat for carrying passengers other than estate coolies and the levying of a toll thereon have now been put a stop to.

There is really no competition between the ferry & this private boat maintained by the Estate.

The conditions in the Shimoga Notification of 15th May 1906 are not inconsistent with the plying of the boat by the Estate owner for the purpose named. The lessee of the ferry enters upon his lease with full knowledge of the right of the Estate owner to ply his own boat, no conflict is therefore likely to arise

NOTE—Contn. sheet.

GPB—55000—27-4-09

Serial No.

I do not see anything against the ~~formation~~ establishment of a ferry here. I am not sure that Govt can by law ~~prevent the~~ enforce the monopoly referred to in the Notn of Sale. There is nothing in the L. Bds Regns about this matter. In the order of 1880, the right of Govt to derive a revenue from this source is made to rest on Custom & "on good grounds". But nothing is said of enforcing a monopoly

In the Contract in question, there is no objection to varying the Notn so as not to give room for Complaint of breach of Condn on the part of Govt against the lessee.

The ferry may be established, I think, tentatively for three years at first

Note—Contn. sheet.

GPB—55,000—27-4-09

24/9/10

74. 16
21.9.10.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Proposal of the District Board, Kadur to maintain a ferry near Ambukodagi at the Bhadra crossing in the Mudigere taluk.

CIRCULATED TO COUNCILLORS.

By Order,

21st Sept. 1910.

C J Balasundaram
Secretary to Government.

C. P. Puttanna Chetty, Esq.,
First Councillor.

C.34 H. V. Nanjundayya, Esq., M.A., M.L.,
Second Councillor.

GPB—500—7-1-10

1907-08

From B. J. Kumaraswami Naik Esq: B.
President. District Boards.
Kadur District

To L. S. Balasundaram Iyer Esq. B.A.
Offg: Secretary to Govt of Mysore
General and Revenue Department

Dated 17th

Despatched 21st August 1907.

Received

General No. 96.
No.

Enclosure No. 1.

Recommending the maintenance
of a Dairy at the Bhadra crossing
in the Mudgere Taluk.

1403
70-371

President's Office
Kadur District

Dated. Chikmagalur. 17th August 1907.

From.

B. J. Kumaraswami Naik Esq. B.A.
President. District Board.
Kadur District

To.

C. S. Balasundaram Iyer Esquire. B.A.
Offg: Secretary to Government of Mysore
General and Revenue Departments.

Sir,

Adverting to your official memo no: 1785 L.B.(53-06) of the 28th August 1906, calling for the papers connected with the taking over to Government management the Dony maintained by Mr. J. Aird at Ambinakodige, at the Bhadra crossing in the Mudgere Taluk, I have the honor to state that Mr. Aird having declared that the travelling public will not be accommodated in his private Dony, the Amildar of the Mudgere Taluk was called upon to report as to whether there exists any necessity for maintaining a separate Dony at Government Cost, at the crossing, for the use of the travelling

public

public. He submitted the Taluk Board's resolution stating that the villagers noted in the margin would be inconvenienced if no Dony was placed there for the use of the public.

1. Ambinallodige
2. Mangadu
3. Munnapal
4. Kelagur
5. Karakki
6. Hemmakki.

The question was, thereupon, discussed in the meeting of the District Board convened on the 30th July 1907, wherein it was resolved that a Dony may be maintained separately. As Mr. Aird has stated that he would restrict the use of his boat exclusively for private purposes, the placing of a separate boat at Government cost for the use of the travelling public is necessary. Accordingly, I request that you will be so good as to obtain Government sanction therefor. The copy of the proceedings of the meeting on the subject is herein enclosed for reference.

I have

I have the honor to be.

Sir,

Your most obedient Servant.

[signature]

President. District Boards

Kaira District

Proceedings of the meeting of the District Board Kadur District convened at Chikmagalur on Tuesday the 30th July 1907

Names of members	Present	Absent
Prendent. B. J. Kumaraswami Naik Esq.	P	
Vice Prendent. K. Srikantiah Esq.	P	
3 Sub. Divl. Assistant Commissioner. D. M. Nara.		A
4 Executive Engineer. H. J. Molloy. Esq: Surya Rao Esq.	P	
5 District Medical and Sanitary Officer } K. M. Appiah Esq.	P	
6 Deputy Inspector of Schools: H. N. Venkata-Ramaniah Esq.	P	
All Amildars and Deputy Amildar except Kadur Amildar were also present		
7. Mr. B. Ranganna	P	
8. " Dawood Sahib	P	
9 " P. Ranganna	P	
10 " A Shamanna	P	
11 " C. Srinivasa Rao	P	
12 " T. Narasimha Iyengar	P	
13 " S. Parvatappa	P	
14 " H Pilkington	P	
15 " N. Abdul Khader Sab	died	
16 " A Chandre Gowda		A
17 " T Srinivasa Rao	P	
18 " J Ganesha Rao		A
19 " Y. Santhappa Chetty	P	
20 " M. Ramachandra Rao.		A
21 " K. Govindappa		A
22 " Chennakesava Rao	P	
23 " Halgar Venkatasubbaya		A
24 } Vacant		
25 } "		

5

Read:-

Mudgere Taluk Amildars Report no 312 dated 5th June 1907 forwarding resolution of the Mudgere Taluk Board stating that it would be profitable to the Board if a Dony is maintained at Ambinakodagi.

Resolution:- The Board are of opinion that a Dony may be maintained at Ambinakodiji forming.

Signed. B.J. Kumaraswami Naik
President. Municipal
and District Boards.
Kadur District

Extract

Jr. President

Mis 59

6

G.R.S. 26]

File No. 70
Serial No. 07

Diary No. of letter received to 1403

No. 2148
DB 70-07-
23.9.07

General and Revenue Secretariat
( )
, *the* 190

Date of issue 3.9.07

Signed by

To The President of the
District Board of Kadur

His letter no: 96 dated the
17th August 907 recommending
the maintenance of a dony
near ~~at~~ Ambina Kodige at the
Bhadra Crossing in the
Mudigere Taluq.

Has the honor to request
the President to be so good
as to report whether
the terms or conditions under
which Mr J. Aird of the
Ambinakodige estate has
been allowed to maintain
a dony and whether he can

over.

SUBJECT.

be prohibited from throwing
open his dony for the use of
the public passengers, goods etc
When a separate ferry has
been opened at the cost of District
funds Acad to state
at what distance from
the place where the private dony
plies, it is proposed to ~~open~~
maintain the new ferry
and whether the right to ferry at the crossing
will be sold by public auction by order

HB 31/8/07
for Secretary

JJ 31/8/07

DL13

List of enclosures

Copied by 2/9/07

Examined by JJ 2/9/7

GPB—3,000—1-3-07

IV 931/1908-09

1908-09.

From

The President, District and
Municipal Boards,
Kadur District.

To

The Secretary to the Govt. of Mysore,
Govt. and Rev. Depts.

Dated 27th
Despatched 29th } January 1909.
Received

General No. 276
No.

Enclosure No. nil.

Furnishing information with regard to the maintenance of a District Fund Dami near Anbina-Kodagi at the Bhadra crossing in the Mudigere Taluk.

Office of the President, District and
Municipal Boards, Kadur District.

D.532.

Dated Chikmagalur, 27th January 1909.

From

K. R. Srinivasa Iyengar Esquire, M.A.,
President, District and Municipal
Boards, Kadur District.

To

K. S. Chandrasekhara Iyer Esquire, B.A., B.L.,
Secretary to the Government of Mysore,
General and Revenue Departments.

Sir,

Adverting to your communication No.
2148 — L. B. 70-07-2 of the 3rd September 1907 calling
on me for furnishing certain particulars with
regard to the maintenance of a District Fund
Dony near Ambinakodagi at the Bhadra Crossing
in the Mudigere Taluk, I have the honor to
state that the terms or conditions under which
Mr. Aird of the Ambinkodgi estate has been
allowed to maintain a dony are not ascertainable.
It is learnt that the dony is being maintained
for the last 30 years since the lifetime of the late
Rangiya Hebbar, proprietor of the said estate.

and

and Mr. Aird when asked by the Amildar could not produce any authority under which he has been maintaining the dony.

2. If a separate ferry is to be opened for the public use at the cost of District Funds, it will have to be placed at the very place at which Mr. Aird is now plying his ferry. This place, as also the road leading to it on both sides of the river, are included in the estate of which Mr. Aird is the Manager; but it would appear that the public have a right of way over the road and the place.

3. When the public ferry is opened, the right to ply it will have to be sold by public auction, and Mr. Aird prohibited from allowing his ferry to be plied for hire to the public. Mr. Aird has undertaken not to ply his doni for hire for the public and to restrict its use only to his own servants and coolies who have to pass from one side of the river to the other in his

Estate.

I have the honor to be,

Sir,

Your most obedient Servant,

Ramaswamy Rao Sahib

for President, District and

Municipal Boards, Kadur District.

Sus

S.R.S.126]

Sus 272-08. Ab

File No. 70/07
Serial No.

Diary No. of letter replied to 5322

8624

No L&370-07-4

3/4-3-09.

General and Revenue Secretariat

( )

, the 190

To The Deputy Commr & Presdt
D.B. Kadur

Date of issue 4-3-09.

Signed by

Correspondence ending
with his letter no. 276 dated
27th January 1909 anent the
proposal to maintain from
District funds a ferry near
Subbina Kodagi at the
Shadra crossing in the Mudgere
Taluk

Has the honor to request
the President to be so good
as to submit the entire
file of papers connected
with the subject

By order

for Secretary

over

9/2/09

SUBJECT.

Copied 2/3.

W 4/15/13 1/ Dec.

S.272

1908-09.

From

The President, District Board,
Kadur District, Chikmagalur.

To

The Secretary to the Govt. of Mysore,
Genl and Rev. Depts.

Dated 11th
Despatched } march 1909.
Received

General No. 329
No.

Enclosure No. 1 file.

Submitting entire file of papers connected with the subject of maintaining a ferry near Subramakodige at the Bhadra crossing in the Mudigere Taluk.

Office of the President, District
Board, Kadur District.

Dated Chikmagalur, 11th March 1909.

From [B 10-01/5.

R. & Srinivasa Iyengar Esquire, M.A.,
President, District Board, Kadur District.

To.

C. S. Balasundaram Iyer Esquire, B.A.,
Offg. Secretary to the Government of Mysore,
General and Revenue Departments.

Sir,

I have the honor to submit herewith the entire file of papers connected with the subject of maintaining from District Funds a ferry near Ambinakodagi at the Bhadra crossing in the Mudigere Taluk, as required by Government Order No. 8624—L.B. 70-074 of the 4th March 1909.

I have the honor to be,

Sir,

Your most obedient Servant,

G. Hanumanda Rao
for President, District Board.
Kadur District.